

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

DAVID GEORGE CHANDLER,

CV 04-1751-ST

Plaintiff,

ORDER

v.

SHARON BLACKETTER,

Defendant.

DAVID GEORGE CHANDLER

#14387170

Eastern Oregon Correctional Institution

2500 Westgate

Pendleton, OR 97801

Plaintiff, *Pro Se*

HARDY MYERS

Attorney General

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Attorneys for Defendant

BROWN, Judge.

Magistrate Judge Janice M. Stewart issued Findings and Recommendation (#7) on August 19, 2005, in which she recommended this Court deny Petitioner David George Chandler's Petition for Writ of Habeas Corpus (#1) and dismiss this matter on the ground it was not timely filed. The matter is now before this Court pursuant to 28 U.S.C. § 636(b)(1)(B) and Fed. R. Civ. P. 72(b).

Because no objections to the Magistrate Judge's Findings and Recommendation were timely filed, this Court is relieved of its obligation to review the record *de novo*. *Britt v. Simi Valley Unified School Dist.*, 708 F.2d 452, 454 (9th Cir. 1983). See also *Lorin Corp. v. Goto & Co.*, 700 F.2d 1202, 1206 (8th Cir. 1983). Having reviewed the legal principles *de novo*, the Court does not find any error.

CONCLUSION

The Court **ADOPTS** Magistrate Judge Stewart's Findings and Recommendation (#7). Accordingly, the Court **DENIES** the Petition for Writ of Habeas Corpus (#1) and **DISMISSES** this matter **with**

prejudice.

IT IS SO ORDERED.

DATED this 26th day of September, 2005.

/s/ Anna J. Brown

ANNA J. BROWN
United States District Judge